IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

WP(C).No. 12068 of 2007(J)

PETITIONER:

K.V.AYYAPPAN ACHARI,PERUR VILAKAM VEEDU,
P.P.VII, 310,KARUMANOOR,PARASSALA P.O,
THIRUVANANTHAPURAM.

BY ADV. SRI.WILSON URMESE
SRI.M.C.ANTONY

RESPONDENTS:
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1. THE SECRETARY,KERALA STATE ELECTRICITY BOARD,VYDHUTHI BHAVAN,PATTOM,THIRUVANANTHAPURAM.

2. THE EXECUTIVE ENGINEER,K.S.E.B, ELECTRICAL DIVISION,NEYYATINKARA DIVISION OFFICE, NEYYATTINKARA.

3. ASSISTANT EXECUTIVE ENGINEER,K.S.E.B MAJOR SECTION,PARASSALA.

BY ADV.SRI.JOSE J.MATHEIKKAL, SC. K.S.E.B.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.12068 of 2007-J

Dated this the 12th day of April, 2007

JUDGMENT

The petitioner has approached this Court, feeling aggrieved by the demands raised on him, for arrears of electricity charges in relation to Consumer Nos.6449 and 2179. Since the petitioner moved the Munsiff Court and thereafter the Lok Ayuktha, to redress the grievances and those motions were dismissed, this Court cannot go into the merits of the contentions of the petitioner. But, the learned counsel for the petitioner prays for waiver of penal interest and also for facility to pay the amount in instalments.

2. I heard the learned Standing Counsel for the respondents also. The learned Standing Counsel submitted that the amount payable by the petitioner with 12% interest will come to Rs.26,007/- . The petitioner may pay the said amount in five equal monthly instalments. The first instalment shall be paid on or before 12-5-2007. The balance four instalments shall be paid on or before 12th of the succeeding months, without fail. If the amount is paid as directed above, no further recovery shall be made from the petitioner. If there is any default, needless to say, the respondents will be free to proceed with the recovery steps. After paying the instalments, the petitioner may file a representation before the third respondent pointing out the dispute regarding the classification of his connection as LT VIIA.

According to him, the classification made of the connection with Consumer No.6449 is LT VII A. According to the petitioner, it should be LT VII B. If such a representation is filed, the third respondent will consider and pass orders on it, within two weeks from the date of receipt of the same.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

MS